

House Engrossed

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**MICHELE REAGAN**  
**SECRETARY OF STATE**

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CHAPTER 252  
**HOUSE BILL 2319**

AN ACT

AMENDING SECTIONS 32-2405, 32-2601, 32-2607, 32-2608, 32-2613, 32-2623 AND 32-2624, ARIZONA REVISED STATUTES; AMENDING TITLE 32, CHAPTER 26, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 32-2625; AMENDING SECTIONS 32-2632, 32-2641 AND 32-2642, ARIZONA REVISED STATUTES; RELATING TO SECURITY GUARDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 32-2405, Arizona Revised Statutes, is amended to  
3 read:

4 32-2405. Powers and duties of hearing board

5 A. The board shall:

6 1. Submit recommendations to the director on disciplinary actions  
7 or the denial of licenses or registrations.

8 2. Annually elect from its membership a chairman and a secretary,  
9 who serve at the pleasure of the board.

10 3. Determine good cause exceptions pursuant to sections 32-2412 and  
11 32-2609.

12 4. Adopt rules to establish good cause exceptions for the issuance  
13 of licenses or registrations pursuant to this chapter and chapter 26 of  
14 this title.

15 5. Furnish a copy of its rules, on request, to all applicants who  
16 petition the board for a good cause exception pursuant to sections  
17 32-2459, 32-2640 and 32-2641.

18 B. The board may:

19 1. Take and hear evidence, administer oaths and affirmations and  
20 compel by subpoena the attendance of witnesses and the production of  
21 books, papers, records, documents and other information relating to an  
22 investigation or hearing.

23 2. ANNUALLY REVIEW THE SECURITY GUARD AND ARMED SECURITY GUARD  
24 TRAINING CURRICULA AND MAKE RECOMMENDATIONS TO THE DEPARTMENT FOR THE  
25 MODIFICATION OF OR UPDATE TO TRAINING COURSES PRESCRIBED IN SECTION  
26 32-2632 AND THE ADDITION OF CONTINUING EDUCATION COURSES.

27 Sec. 2. Section 32-2601, Arizona Revised Statutes, is amended to  
28 read:

29 32-2601. Definitions

30 In this chapter, unless the context otherwise requires:

31 1. "Advertising" means submitting bids, contracting or making known  
32 by any public notice, publication or solicitation of business, directly or  
33 indirectly, that services regulated under this chapter are available for  
34 consideration.

35 2. "Agency license" means a certificate that is authenticated by  
36 the department and that attests that a qualifying party is authorized to  
37 conduct the business of private security guard service in this state.

38 3. "Applicant" means a person who has submitted a completed  
39 application and all required application and fingerprint processing fees.

40 4. "Armed security guard" means a registered security guard who  
41 wears, carries, possesses or has access to a firearm at any time during  
42 the course of employment.

43 5. "Associate" means a person who is a partner or corporate officer  
44 in a security guard agency.

1           6. "Board" means the private investigator and security guard  
2 hearing board established ~~pursuant to~~ BY section 32-2404.

3           7. "Conviction" means an adjudication of guilt by a federal, state  
4 or local court resulting from trial or plea, including a plea of no  
5 contest, regardless of whether or not the adjudication of guilt was set  
6 aside or vacated.

7           8. "Department" means the department of public safety.

8           9. "Director" means the director of the department of public  
9 safety.

10          10. "Emergency action" means a summary suspension of a license  
11 pending revocation, suspension or probation in order to protect the public  
12 health, safety or welfare.

13          11. "Employee" means an individual who works for an employer, is  
14 listed on the employer's payroll records and is under the employer's  
15 direction and control.

16          12. "Employer" means a person who is licensed pursuant to this  
17 chapter, who employs an individual for wages or salary, who lists the  
18 individual on the employer's payroll records and who withholds all legally  
19 required deductions and contributions.

20          13. "FIREARMS SAFETY TRAINING INSTRUCTOR" MEANS A PERSON WHO  
21 PROVIDES CLASSROOM AND RANGE INSTRUCTION TO APPLICANTS FOR ARMED SECURITY  
22 GUARD CERTIFICATION.

23          ~~13.~~ 14. "Identification card" means a card issued by the department  
24 to a qualified applicant for an agency license, to an associate or to a  
25 registrant.

26          ~~14.~~ 15. "Letter of concern" means an advisory letter to notify a  
27 licensee or registrant that while there is insufficient evidence to  
28 support probation, suspension or revocation of a license or registration  
29 the department believes the licensee or registrant should modify or  
30 eliminate certain practices and that continuation of the activities that  
31 led to the information being submitted to the department may result in  
32 further disciplinary action against the person's license or registration.

33          ~~15.~~ 16. "Licensee" means a person to whom an agency license is  
34 granted pursuant to article 2 of this chapter.

35          ~~16.~~ 17. "Private security guard service" means any agency,  
36 individual or employer in the business of furnishing to the public for  
37 hire, fee or reward dogs, watchmen, patrol ~~service~~ SERVICES, private  
38 security guards or other persons to protect human life or to prevent the  
39 theft or the misappropriation or concealment of goods, wares, merchandise,  
40 money, bonds, stocks, notes, choses in action or other property, valuable  
41 documents, papers and articles of value.

42          ~~17.~~ 18. "Proprietary company" means a company that employs security  
43 guards or armed security guards solely for use of and service to itself  
44 and not for others.

1       ~~18.~~ 19. "Qualifying party" means the individual who meets the  
2 qualifications under this chapter for an agency license.

3       ~~19.~~ 20. "Registrant" means an employee of a licensed agency who is  
4 qualified to perform the services of a security guard.

5       ~~20.~~ 21. "Registration certificate" means a certificate that is  
6 authenticated by the department and that attests that an employee of a  
7 business holding an agency license has satisfactorily complied with  
8 article 3 of this chapter.

9       ~~21.~~ 22. "Restructuring" means any change in a business' legal  
10 status.

11       ~~22.~~ 23. "Security guard" means any person employed by a private  
12 security guard service or proprietary company as a watchman, patrolman,  
13 bodyguard, personal protection guard, OR private security guard or ANY  
14 other person who performs security guard services, but does not include  
15 any regularly commissioned police or peace officer or railroad police  
16 appointed pursuant to section 40-856.

17       24. "SECURITY GUARD TRAINING INSTRUCTOR" MEANS A PERSON WHO PROVIDES  
18 INSTRUCTION TO APPLICANTS FOR UNARMED SECURITY GUARD CERTIFICATION.

19       ~~23.~~ 25. "Unprofessional conduct" means any of the following:

20           (a) Engaging or offering to engage by fraud or misrepresentation in  
21 activities regulated by this chapter.

22           (b) Aiding or abetting a person who is not licensed or registered  
23 pursuant to this chapter in representing that person as a security guard  
24 in this state.

25           (c) Gross negligence in the practice of a security guard.

26           (d) Failing or refusing to maintain adequate records on a client  
27 containing at least sufficient information to identify the client, the  
28 dates of service, the fee for service and the payments for service.

29           (e) Committing a felony or a misdemeanor involving any crime that  
30 is grounds for denial, suspension or revocation of a security guard agency  
31 license or employee registration certificate. In all cases, conviction by  
32 a court of competent jurisdiction or a plea of no contest is conclusive  
33 evidence of the commission.

34           (f) Making a fraudulent or false statement to the department, the  
35 board or the department's investigators, staff or consultants.

36       Sec. 3. Section 32-2607, Arizona Revised Statutes, is amended to  
37 read:

38       32-2607. Fees; renewal of license or registration certificate

39       A. The department shall charge and collect reasonable fees as  
40 determined by the director to cover the operational and equipment costs of  
41 regulating the security guard industry.

42       B. An agency license granted under this chapter may be renewed  
43 after ~~receiving~~ THE DEPARTMENT RECEIVES an application on such A form as  
44 the department prescribes, ~~receipt of~~ the fees prescribed pursuant to  
45 subsection A of this section and proof of required liability insurance and



workers' compensation AND THE AGENCY IDENTIFIES THE CERTIFIED SECURITY GUARD TRAINING INSTRUCTORS AND FIREARMS SAFETY TRAINING INSTRUCTORS THAT THE APPLICANT USES. Except as provided in section 32-4301, in no event shall renewal be granted more than ninety days after the expiration date of a license. No person, firm, company, partnership or corporation may carry on any business subject to this article during any period that may exist between the date of expiration of a license and the renewal of the license.

C. A security guard, ~~or~~ armed security guard, SECURITY GUARD TRAINING INSTRUCTOR OR FIREARMS SAFETY TRAINING INSTRUCTOR registration certificate granted under this article may be issued after application on such A form as the department prescribes, the payment of fees prescribed pursuant to subsection A of this section and proof of the completion of training as required by this chapter.

D. A security guard, ~~or~~ armed security guard, SECURITY GUARD TRAINING INSTRUCTOR OR FIREARMS SAFETY TRAINING INSTRUCTOR registration certificate granted under this article may be renewed after application on such A form as the department prescribes and the payment of renewal fees.

E. Except as provided in section 32-4301, the department shall not renew an agency license or registration certificate more than ninety calendar days after expiration. A licensee or registrant shall not engage in any activity regulated by this chapter during any period between the date of expiration of the license or registration and the renewal of the license or registration.

F. The department may renew a suspended license or registration as provided in this chapter. While suspended, the renewal of the license or registration does not entitle the licensee, security guard, ~~or~~ armed security guard, SECURITY GUARD TRAINING INSTRUCTOR OR FIREARMS SAFETY TRAINING INSTRUCTOR to engage in any activity regulated by this chapter or in any other activity or conduct in violation of the order or judgment that suspended the license or registration certificate.

G. The department shall not renew a revoked license or registration certificate. The department shall not accept an application for a license or registration from a person whose license or registration has been revoked until at least one year after the date of revocation.

Sec. 4. Section 32-2608, Arizona Revised Statutes, is amended to read:

32-2608. License or registration required; violation; classification

A. A person, except a regularly commissioned peace officer, shall not act or attempt to act AS, or represent that the person is, a security guard unless the person is registered as a security guard pursuant to this chapter and is acting within the scope of the person's employment for an agency THAT IS licensed pursuant to article 2 of this chapter.

1 B. A PERSON SHALL NOT ACT OR ATTEMPT TO ACT AS, OR REPRESENT THAT  
2 THE PERSON IS, A SECURITY GUARD TRAINING INSTRUCTOR OR FIREARMS SAFETY  
3 TRAINING INSTRUCTOR UNLESS THE PERSON IS REGISTERED AS A SECURITY GUARD  
4 TRAINING INSTRUCTOR OR FIREARMS SAFETY TRAINING INSTRUCTOR PURSUANT TO  
5 THIS CHAPTER AND IS ACTING WITHIN THE SCOPE OF THE PERSON'S EMPLOYMENT FOR  
6 AN AGENCY THAT IS LICENSED PURSUANT TO ARTICLE 2 OF THIS CHAPTER.

7 ~~B.~~ C. A person who knowingly violates this section is guilty of a  
8 class 1 misdemeanor.

9 Sec. 5. Section 32-2613, Arizona Revised Statutes, is amended to  
10 read:

11 32-2613. Application for agency license; financial  
12 responsibility; notice and opportunity to supply  
13 additional information

14 A. Every application for an original or renewal agency license to  
15 operate as a private security guard service shall set forth verified  
16 information to assist the department in determining the applicant's  
17 ability to meet the requirements set forth in this chapter and shall  
18 include the following:

19 1. The full name and business address of the applicant.

20 2. The name under which the applicant intends to do business.

21 3. A statement as to the general nature of the business in which  
22 the applicant intends to engage, including identification of armed  
23 security guard training requirements and identification of employees  
24 acting as armed security guards.

25 4. Photographs of the applicant of a number and type prescribed by  
26 the department.

27 5. Fingerprints of the applicant of a quality and number prescribed  
28 by the department for the purpose of obtaining state and federal criminal  
29 records checks pursuant to section 41-1750 and Public Law 92-544. The  
30 department may exchange this fingerprint data with the federal bureau of  
31 investigation. The department may conduct periodic state criminal history  
32 checks to ensure continued qualification under this chapter.

33 6. A verified statement of the applicant's experience and  
34 qualifications.

35 7. Such other information, evidence, statements or documents as may  
36 reasonably be required by the director.

37 B. If the applicant is other than an individual, each of its  
38 partners, resident officers, associates, directors and managers, in  
39 addition to its qualifying party, shall comply with the requirements of  
40 subsection A of this section. If the applicant is other than an  
41 individual, the application shall contain the full name and address of  
42 each of its board members, AND the president, vice-president, secretary  
43 and treasurer. The person who will manage the business conducted in this  
44 state shall comply in full with the requirements of subsection A of this  
45 section.



1 C. An application for an original or a renewal agency license shall  
2 be accompanied by:

3 1. The fee as prescribed pursuant to section 32-2607.

4 2. A certificate of a liability insurance policy, issued by an  
5 insurance company licensed or authorized to do business in this state.  
6 The minimum limits of such liability insurance policies shall be  
7 established by the department. Any insurer issuing such a policy shall  
8 give written notice to the department of any cancellation of such A  
9 policy. Such notice shall be given by the insurer to the director at  
10 least ten days before ~~such~~ THE cancellation by certified mail.

11 3. A certificate of workers' compensation insurance.

12 4. A completed form describing the agency's training program for  
13 employees as described in section 32-2632, subsection A, including  
14 training requirements for and identification of armed security guards  
15 employed by the agency AND THE IDENTIFICATION OF REGISTERED FIREARMS  
16 SAFETY TRAINING INSTRUCTORS AND REGISTERED SECURITY GUARD TRAINING  
17 INSTRUCTORS USED BY THE AGENCY. The form shall be as prescribed by the  
18 director and require such information as the director deems necessary.

19 D. If an application is incomplete, the department shall notify the  
20 applicant pursuant to section 41-1074. If the department requires  
21 additional information to make a decision on licensure, the department  
22 shall notify the applicant pursuant to section 41-1075. The department  
23 shall send notices under this subsection to the applicant's last known  
24 residential address and shall include sufficient information to assist the  
25 applicant to complete the application process. The applicant has  
26 forty-five calendar days from the date of notification to provide the  
27 additional documentation. If the applicant fails to respond within  
28 forty-five calendar days, the application and any certificates issued are  
29 automatically suspended until the department receives the necessary  
30 documentation to approve or deny the application.

31 Sec. 6. Section 32-2623, Arizona Revised Statutes, is amended to  
32 read:

33 32-2623. Application for employee registration certificate

34 A. Every application for an employee registration certificate must  
35 set forth verified information to assist the department in determining the  
36 applicant's ability to meet the requirements set forth in this chapter, as  
37 follows:

38 1. The full name and address of the applicant.

39 2. Fingerprints of the applicant of a quality and number prescribed  
40 by the department for the purpose of obtaining state and federal criminal  
41 records checks pursuant to section 41-1750 and Public Law 92-544. The  
42 department may exchange this fingerprint data with the federal bureau of  
43 investigation. The department may conduct periodic state criminal history  
44 checks to ensure continued qualification under this chapter.

1           3. Photographs of the applicant of a number and type prescribed by  
2 the department.

3           4. Such other information, evidence, statements or documents as may  
4 reasonably be required by the department.

5           B. An application for an original or renewal security guard, ~~or~~  
6 armed security guard, SECURITY GUARD TRAINING INSTRUCTOR OR FIREARMS  
7 SAFETY TRAINING INSTRUCTOR registration certificate shall be accompanied  
8 by:

9           1. The fees prescribed pursuant to section 32-2607.

10          2. A statement from the applicant's employer requesting and  
11 authorizing armed security guard registration status for the applicant.

12          C. If an application is incomplete, the department shall notify the  
13 applicant pursuant to section 41-1074. If the department requires  
14 additional information to make a decision on registration, the department  
15 shall notify the applicant pursuant to section 41-1075. The department  
16 shall send notices issued under this subsection to the applicant's last  
17 known residential address and shall include sufficient information to  
18 assist the applicant to complete the application process. The applicant  
19 has forty-five calendar days from the date of notification to provide the  
20 additional documentation. If the applicant fails to respond within  
21 forty-five calendar days, the application and any certificates issued are  
22 automatically suspended until the department receives the necessary  
23 documentation to approve or deny the application.

24          Sec. 7. Section 32-2624, Arizona Revised Statutes, is amended to  
25 read:

26          32-2624. Issuance of registration certificates and  
27 identification cards

28          A. After investigation, the department shall issue a security guard  
29 registration certificate, ~~or~~ armed security guard registration  
30 certificate, SECURITY GUARD TRAINING INSTRUCTOR REGISTRATION CERTIFICATE  
31 OR FIREARMS SAFETY TRAINING INSTRUCTOR REGISTRATION CERTIFICATE under this  
32 chapter to any applicant who satisfactorily complies with this  
33 chapter. Each security guard, SECURITY GUARD TRAINING INSTRUCTOR OR  
34 FIREARMS SAFETY TRAINING INSTRUCTOR registration certificate shall contain  
35 the name and address of the registrant and the number of the certificate  
36 and shall be issued for two years.

37          B. When a security guard, SECURITY GUARD TRAINING INSTRUCTOR OR  
38 FIREARMS SAFETY TRAINING INSTRUCTOR registration certificate is issued, an  
39 identification card as described in section 32-2633 shall be issued to the  
40 registrant. The identification card is evidence that the person is a duly  
41 registered security guard, SECURITY GUARD TRAINING INSTRUCTOR OR FIREARMS  
42 SAFETY TRAINING INSTRUCTOR. An employee must obtain an armed security  
43 guard registration certificate and identification card for each sponsoring  
44 agency licensee.



1 C. A security guard employee may not possess or carry a firearm  
2 while on official duty unless the employee is currently registered as an  
3 armed security guard and is authorized by the person's employer to possess  
4 or carry the firearm.

5 D. A security guard, SECURITY GUARD TRAINING INSTRUCTOR OR FIREARMS  
6 SAFETY TRAINING INSTRUCTOR shall notify the director within fifteen  
7 calendar days of any change in the ~~security guard's~~ name or residential  
8 address OF THE SECURITY GUARD, SECURITY GUARD TRAINING INSTRUCTOR OR  
9 FIREARMS SAFETY TRAINING INSTRUCTOR.

10 E. The department shall not issue a security guard, SECURITY GUARD  
11 TRAINING INSTRUCTOR OR FIREARMS SAFETY TRAINING INSTRUCTOR provisional  
12 certificate.

13 Sec. 8. Title 32, chapter 26, article 3, Arizona Revised Statutes,  
14 is amended by adding section 32-2625, to read:

15 32-2625. Qualifications of applicant for security guard  
16 training instructor or firearms safety training  
17 instructor registration certificate

18 A. AN APPLICANT FOR A SECURITY GUARD TRAINING INSTRUCTOR OR  
19 FIREARMS SAFETY TRAINING INSTRUCTOR REGISTRATION CERTIFICATE ISSUED  
20 PURSUANT TO THIS ARTICLE SHALL:

21 1. BE AT LEAST EIGHTEEN YEARS OF AGE.

22 2. BE A CITIZEN OR LEGAL RESIDENT OF THE UNITED STATES WHO IS  
23 AUTHORIZED TO SEEK EMPLOYMENT IN THE UNITED STATES.

24 3. NOT HAVE BEEN CONVICTED OF ANY FELONY OR CURRENTLY BE UNDER  
25 INDICTMENT FOR A FELONY.

26 4. WITHIN THE FIVE YEARS IMMEDIATELY PRECEDING THE APPLICATION FOR  
27 A SECURITY GUARD TRAINING INSTRUCTOR OR FIREARMS SAFETY TRAINING  
28 INSTRUCTOR REGISTRATION CERTIFICATE, NOT HAVE BEEN CONVICTED OF ANY  
29 MISDEMEANOR ACT INVOLVING:

30 (a) PERSONAL VIOLENCE OR FORCE AGAINST ANOTHER PERSON OR  
31 THREATENING TO COMMIT ANY ACT OF PERSONAL VIOLENCE OR FORCE AGAINST  
32 ANOTHER PERSON.

33 (b) MISCONDUCT INVOLVING A DEADLY WEAPON AS PRESCRIBED IN SECTION  
34 13-3102.

35 (c) DISHONESTY OR FRAUD.

36 (d) ARSON.

37 (e) THEFT.

38 (f) DOMESTIC VIOLENCE.

39 (g) A VIOLATION OF TITLE 13, CHAPTER 34 OR 34.1 OR AN OFFENSE THAT  
40 HAS THE SAME ELEMENTS AS AN OFFENSE LISTED IN TITLE 13, CHAPTER 34 OR  
41 34.1.

42 (h) SEXUAL MISCONDUCT.

43 5. NOT BE ON PAROLE, ON COMMUNITY SUPERVISION, ON WORK FURLOUGH, ON  
44 HOME ARREST, ON RELEASE ON ANY OTHER BASIS OR NAMED IN AN OUTSTANDING  
45 ARREST WARRANT.

1           6. NOT BE SERVING A TERM OF PROBATION PURSUANT TO A CONVICTION FOR  
2 ANY ACT OF PERSONAL VIOLENCE OR DOMESTIC VIOLENCE, AS DEFINED IN SECTION  
3 13-3601, OR AN OFFENSE THAT HAS THE SAME ELEMENTS AS AN OFFENSE LISTED IN  
4 SECTION 13-3601.

5           7. NOT BE ANY OF THE FOLLOWING:

6           (a) ADJUDICATED MENTALLY INCOMPETENT.

7           (b) FOUND TO CONSTITUTE A DANGER TO SELF OR OTHERS PURSUANT TO  
8 SECTION 36-540.

9           (c) FOUND INCOMPETENT PURSUANT TO RULE 11, ARIZONA RULES OF  
10 CRIMINAL PROCEDURE.

11           (d) FOUND GUILTY EXCEPT INSANE.

12           8. NOT HAVE A DISABILITY AS DEFINED IN SECTION 41-1461, UNLESS THAT  
13 PERSON IS A QUALIFIED INDIVIDUAL WITH A DISABILITY AS DEFINED IN SECTION  
14 41-1461.

15           9. NOT HAVE BEEN CONVICTED OF ACTING OR ATTEMPTING TO ACT AS AN  
16 ASSOCIATE, A SECURITY GUARD, AN ARMED SECURITY GUARD, A SECURITY GUARD  
17 TRAINING INSTRUCTOR OR A FIREARMS SAFETY TRAINING INSTRUCTOR WITHOUT A  
18 LICENSE IF A LICENSE WAS REQUIRED.

19           10. NOT BE A REGISTERED SEX OFFENDER.

20           B. IN ADDITION TO MEETING THE REQUIREMENTS LISTED IN SUBSECTION A  
21 OF THIS SECTION, AN APPLICANT FOR A FIREARMS SAFETY TRAINING INSTRUCTOR  
22 REGISTRATION CERTIFICATE THAT IS ISSUED PURSUANT TO THIS ARTICLE SHALL:

23           1. SUCCESSFULLY COMPLETE ALL BACKGROUND SCREENING AND TRAINING  
24 REQUIREMENTS.

25           2. NOT BE A PROHIBITED POSSESSOR AS DEFINED IN SECTION 13-3101 OR  
26 AS DESCRIBED IN 18 UNITED STATES CODE SECTION 922.

27           3. NOT HAVE BEEN DISCHARGED FROM THE ARMED SERVICES OF THE UNITED  
28 STATES UNDER OTHER THAN HONORABLE CONDITIONS.

29           4. NOT HAVE BEEN CONVICTED OF ANY CRIME INVOLVING DOMESTIC VIOLENCE  
30 AS DEFINED IN SECTION 13-3601.

31           Sec. 9. Section 32-2632, Arizona Revised Statutes, is amended to  
32 read:

33           32-2632. Duty of licensee to provide training of security  
34 guards; records; firearms training; rules

35           A. An agency licensee shall provide eight hours of preassignment  
36 training of ~~all persons~~ FOR EACH PERSON WHO IS employed as A security  
37 ~~guards~~ GUARD before the employee acts in the capacity of a security guard.  
38 THE TRAINING SHALL BE PROVIDED BY AN INSTRUCTOR WHO IS CERTIFIED BY THE  
39 DEPARTMENT. The required training curriculum shall be established by the  
40 department.

41           B. All renewal applicants shall complete eight hours of refresher  
42 training within ninety days before submitting a renewal application. AN  
43 INSTRUCTOR WHO IS CERTIFIED BY THE DEPARTMENT SHALL PROVIDE THE TRAINING.  
44 The department shall establish the required training curriculum.

1 C. Every agency licensee shall keep an accurate and current record  
2 of pertinent information on all persons employed as security guards,  
3 SECURITY GUARD TRAINING INSTRUCTORS OR FIREARMS SAFETY TRAINING  
4 INSTRUCTORS, which shall be made available to the department in the event  
5 of an alleged violation of this chapter.

6 D. At least sixteen hours of initial firearms instruction and eight  
7 hours OF annual continuing firearms instruction in the use of the weapon  
8 used by the security guard is required if a firearm is used within the  
9 scope of employment. All firearms training and qualifications shall be  
10 conducted by a firearms SAFETY TRAINING instructor WHO IS certified by the  
11 department and shall be completed before the security guard is assigned to  
12 any position requiring the carrying of a firearm. The licensee shall  
13 provide a monthly report to the department identifying all armed security  
14 guards employed by the agency.

15 E. AN AGENCY LICENSEE SHALL USE ONLY SECURITY GUARD TRAINING  
16 INSTRUCTORS OR FIREARMS SAFETY TRAINING INSTRUCTORS WHO ARE REGISTERED  
17 PURSUANT TO THIS CHAPTER.

18 ~~E.~~ F. The department shall adopt rules for ~~both~~ ALL of the  
19 following:

20 1. ~~Certification~~ REGISTRATION of firearms SAFETY TRAINING  
21 instructors who provide the firearms training required by subsection D OF  
22 THIS SECTION.

23 2. A firearms training curriculum.

24 3. REGISTRATION OF SECURITY GUARD TRAINING INSTRUCTORS.

25 Sec. 10. Section 32-2641, Arizona Revised Statutes, is amended to  
26 read:

27 32-2641. Grounds for refusal to issue a security guard  
28 identification card or registration certificate;  
29 judicial review; good cause exceptions

30 A. Except as provided in subsection F of this section, the  
31 department may deny the issuance of an identification card to an applicant  
32 for a security guard registration certificate, ~~or~~ an armed security guard  
33 registration certificate, A SECURITY GUARD TRAINING INSTRUCTOR  
34 REGISTRATION CERTIFICATE OR A FIREARMS SAFETY TRAINING INSTRUCTOR  
35 REGISTRATION CERTIFICATE if the applicant:

36 1. Does not meet the requirements prescribed in section 32-2622 for  
37 the appropriate type of certificate.

38 2. Has committed any act ~~which~~ THAT would be grounds for the  
39 suspension or revocation of a security guard registration pursuant to this  
40 chapter.

41 3. Has knowingly made any statement ~~which~~ THAT is false in the  
42 application.

43 B. If the director determines that an applicant's criminal history  
44 contains open arrest information, the director shall:



1           1. Issue a notice to the applicant allowing forty-five days for the  
2 applicant to provide documentation concerning the disposition of the  
3 arrest or arrests.

4           2. Send to the applicant at the applicant's last known residential  
5 address sufficient information to assist the applicant in complying with  
6 the director's request under paragraph 1 of this subsection.

7           C. The denial of the issuance of a registration certificate under  
8 this article shall be in writing and shall describe the basis for the  
9 denial. The denial notice shall inform the applicant that if the  
10 applicant desires a hearing by the board to contest the denial the  
11 applicant shall submit the request in writing to the department within  
12 thirty calendar days after service of the denial notice. Service is  
13 complete on the mailing of the denial to the address listed on the  
14 application.

15           D. Except as provided in section 41-1092.08, subsection H, final  
16 decisions of the director are subject to judicial review pursuant to title  
17 12, chapter 7, article 6.

18           E. If an applicant is denied a registration certificate, the  
19 applicant may petition the board for a good cause exception.

20           F. If the board granted an applicant for a security guard  
21 registration certificate, ~~or~~ an armed security guard registration  
22 certificate, A SECURITY GUARD TRAINING INSTRUCTOR REGISTRATION CERTIFICATE  
23 OR A FIREARMS SAFETY TRAINING INSTRUCTOR REGISTRATION CERTIFICATE a good  
24 cause exception pursuant to section 32-2609, the department may not deny  
25 the person's renewal application based on factors already reviewed by the  
26 board when granting the good cause exception.

27           Sec. 11. Section 32-2642, Arizona Revised Statutes, is amended to  
28 read:

29           32-2642. Notice of arrest

30           Within forty-eight hours after being arrested, a security guard, ~~or~~  
31 an armed security guard, A SECURITY GUARD TRAINING INSTRUCTOR OR A  
32 FIREARMS SAFETY TRAINING INSTRUCTOR shall notify the PERSON'S employer of  
33 the arrest. Within twenty-four hours after receiving notice of the  
34 arrest, the employer shall notify the department of the arrest.

**APPROVED BY THE GOVERNOR MAY 2, 2017.**


**FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 2, 2017.**



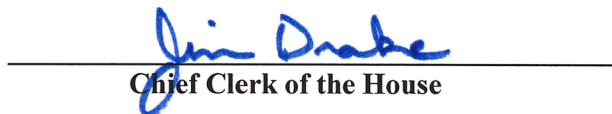
Passed the House February 16, 20 17

by the following vote: 58 Ayes,

0 Nays, 2 Not Voting

  
Speaker of the House

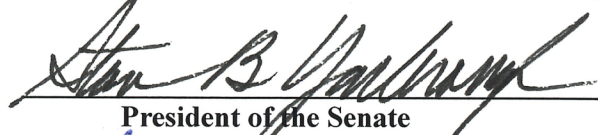
☐ Pro Tempore

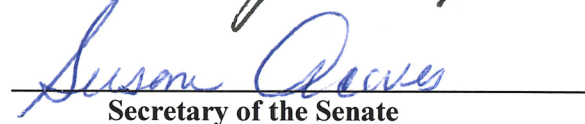
  
Chief Clerk of the House

Passed the Senate April 26, 20 17

by the following vote: 19 Ayes,

8 Nays, 3 Not Voting

  
President of the Senate

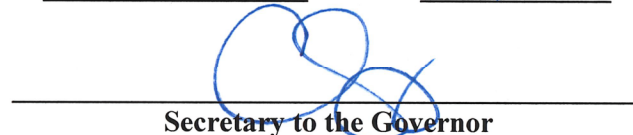
  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

26<sup>th</sup> day of April, 20 17

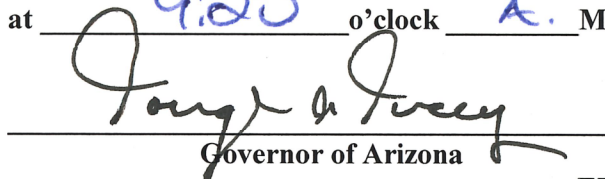
at 3:30 o'clock P. M.

  
Secretary to the Governor

Approved this 2nd day of

May 2017

at 9:25 o'clock A. M.

  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 2 day of May, 20 17

at 12:35 o'clock P M.

  
Secretary of State

H.B. 2319